

15750 U.S.PTO
122303

PATENT

Customer Number 22,852
Attorney Docket No. 02860.0637-06

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Prior Application Art Unit: 2653 Prior Application Examiner: K. Chu

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SIR: This is a request for filing a

Continuation Continuation-in-Part Divisional Application under 37 C.F.R. § 1.53(b) of pending prior Application No. 09/487,928 filed January 20, 2000 of Norikazu ARAI et al. for OPTICAL PICK-UP APPARATUS, RECORDING/REPRODUCING APPARATUS PROVIDED WITH THE OPTICAL PICKUP APPARATUS, OPTICAL ELEMENT AND INFORMATION RECORDING/REPRODUCING METHOD.

1. Enclosed is a complete copy of the prior application including the oath or Declaration and drawings, if any, as originally filed. I hereby verify that the attached papers are a true copy of prior Application No. 09/487,928 as originally filed on January 20, 2000, which is incorporated herein by reference.
2. Enclosed is a substitute specification under 37 C.F.R. § 1.125. The undersigned hereby verifies that no new matter is added in this substitute specification.
3. Enclosed is a Request for Non-Publication of Application and Certification Under 35 U.S.C. § 122(b)(2)(B)(i).
4. A Preliminary Amendment is enclosed.
5. The filing fee is calculated on the basis of the claims existing in the prior application as amended in the Preliminary Amendment filed herewith.

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Basic Application Filing Fee				\$770	\$ 770.00
	Number of Claims	Basic	Extra Claims		
Total Claims	31	-	20	11	x \$18 198.00
Independent Claims	4	-	3	1	x \$86 86.00
<input type="checkbox"/> Presentation of Multiple Dep. Claim(s)				+\$290	
Subtotal					\$ 1054.00
Reduction by 1/2 if small entity					- 0.00
TOTAL APPLICATION FILING FEE					\$ 1054.00

6. A check in the amount of \$1,054.00 to cover the filing fee is enclosed.

7. The Commissioner is hereby authorized to charge any fees which may be required including fees due under 37 C.F.R. § 1.16 and any other fees due under 37 C.F.R. § 1.17, or credit any overpayment during the pendency of this application to Deposit Account No. 06-0916.

8. New acceptable drawings are enclosed.

9. The prior application is assigned of record to: Konica Corporation

10. Priority of Applications No. 015010/1999, filed on January 22, 1999, 041925/1999, filed on February 19, 1999, 095347/1999, filed on April 1, 1999, 097480/1999 filed on April 5, 1999, 257466/1999, filed on September 10, 1999 and 312701/1999, filed on November 2, 1999, all of which were filed in Japan is claimed under 35 U.S.C. § 119. Certified copies

is enclosed or are on file in the prior application.

11. Small entity status is appropriate and applies to this application.

12. The power of attorney in the prior application is to at least one of the following: FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight, Reg. No. 23,020;

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13. The power appears in the original declaration of the prior application.

14. Since the power does not appear in the original declaration, a copy of the power in the prior application is enclosed.

15. Please address all correspondence to FINNEGAN, HENDERSON, FARABOW, GARRETT and DUNNER, L.L.P., 1300 I Street, N.W., Washington, D.C. 20005-3315, **Customer Number 22,852**.

16. Recognize as associate attorney _____

17. Also enclosed is an Information Disclosure Statement.

PETITION FOR EXTENSION. If any extension of time is necessary for the filing of this application, including any extension in parent Application No. 09/487,928, filed January 20, 2000, for the purpose of maintaining copendency between the parent application and this application, and such extension has not otherwise been requested, such an extension is hereby requested, and the Commissioner is authorized to charge necessary fees for such an extension to our Deposit Account No. 06-0916. A duplicate copy of this paper is enclosed for use in charging the deposit account.

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: December 23, 2003

By:


Michael R. Kelly
Reg. No. 33,921

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